

COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS
DEPARTMENT OF ENVIRONMENTAL PROTECTION
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THE OFFICE OF APPEALS AND DISPUTE RESOLUTION

August 4, 2008

In the Matter of
Antonio & Beverly Scapin

OADR Docket No. 2008-105
DEP File No. UAO-WE-08-6W010

RECOMMENDED FINAL DECISION

In this case, the petitioners Antonio and Beverly Scapin appealed a Unilateral Administrative Order (“UAO”) that the Western Regional Office of the Massachusetts Department of Environmental Protection (“MassDEP” or “the Department”) issued to the petitioners on June 24, 2008 concerning their purported activities at the real property located at 53 Langdon Lane, Otis, Massachusetts (“the Property” or “the Site”).

On this date, August 4, 2008, the Petitioners filed a written notice with MassDEP’s Office of Appeals and Dispute Resolution (“OADR”) withdrawing this appeal. Accordingly, I recommend that MassDEP’s Commissioner dismiss this appeal as moot.

NOTICE

This decision is a Recommended Final Decision of the Presiding Officer. It has been transmitted to the Commissioner for her Final Decision in this matter. This decision is therefore



not a Final Decision subject to reconsideration under 310 CMR 1.01(14)(e), and may not be appealed to Superior Court pursuant to M.G.L. c. 30A. The Commissioner's Final Decision is subject to rights of reconsideration and court appeal and will contain a notice to that effect.

Because this matter has now been transmitted to the Commissioner, no party shall file a motion to renew or reargue this Recommended Final Decision or any part of it, and no party shall communicate with the Commissioner's office regarding this decision unless the Commissioner, in her sole discretion, directs otherwise.

**This final document copy is being provided to you electronically by the
Department of Environmental Protection. A signed copy of this document
is on file at the DEP office listed on the letterhead.**

Salvatore M. Giorlandino
Acting Chief Presiding Officer

SERVICE LIST

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